

May 14, 2025

VIA ECF

Honorable Michael E. Farbiarz  
United States District Judge  
District of New Jersey  
Martin Luther King Building & U.S. Courthouse  
50 Walnut Street, Newark, New Jersey 07101

**Re: *Khalil v. Trump, et al.*, No. 2:25-cv-1963 (MEF) (MAH)**

Dear Judge Farbiarz:

Petitioner respectfully writes to provide notice of further supplemental authorities relevant to the Court's consideration of Petitioner's motions, particularly his motion for release. First, today in the case of Dr. Badar Khan Suri, a Georgetown post-doctoral Fellow arrested, detained and charged with removability pursuant to the Foreign Policy Ground, 8 U.S.C. § 1227(a)(4)(C), the Eastern District of Virginia ordered him immediately released from custody in Texas, without travel restrictions or GPS monitoring. *Khan Suri v. Trump*, 25-cv-0480, Dkt. 65 (E.D. Va. May 14, 2025) (attached as Exhibit A). Petitioner previously submitted the *Khan Suri* district court's May 6 decision denying the government's motion to dismiss. *See* ECF 237-2.

Second, Petitioner submits a supplemental Order on Release in the *Mahdawi* case, 25-cv-0389, Dkt 65 (D. Vt. May 14, 2025) (attached at Exhibit B), which authorized Mr. Mahdawi to travel to New York from "on or about May 15, 2025" to "on or about May 25, 2025" to attend Columbia University graduation ceremonies, and otherwise permitting him "to move freely and conduct his daily activities normally."

Respectfully submitted,

/s/ Baher Azmy

AMERICAN CIVIL LIBERTIES UNION OF NEW  
JERSEY FOUNDATION  
Jeanne LoCicero  
Farrin R. Anello  
Molly K.C. Linhorst  
570 Broad Street, 11th Floor  
Newark, New Jersey 07102  
973-854-1715

NEW YORK CIVIL LIBERTIES UNION  
FOUNDATION  
Amy Belsher\*  
Robert Hodgson\*  
Veronica Salama\*  
Molly Biklen\*

CENTER FOR CONSTITUTIONAL RIGHTS  
Baher Azmy  
Samah Sisay\*  
Diala Shamas\*  
666 Broadway, 7th Floor  
New York, NY 10012  
Tel: (212) 614-6464

CLEAR PROJECT  
MAIN STREET LEGAL SERVICES, INC.  
Ramzi Kassem\*  
Naz Ahmad  
Mudassar Toppa\*  
Shezza Abboushi Dallal\*  
CUNY School of Law

125 Broad Street, 19th Floor  
New York, N.Y. 10004  
Tel: (212) 607-3300

AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION  
Omar Jadwat  
Noor Zafar\*  
Sidra Mahfooz\*  
Brian Hauss\*  
Esha Bhandari\*  
Vera Eidelman\*  
Tyler Takemoto\*  
Brett Max Kaufman\*  
125 Broad Street, 18th Floor  
New York, NY 10004  
Tel: (212) 549-2500

2 Court Square  
Long Island City, NY 11101  
Tel: (718) 340-4558

WASHINGTON SQUARE LEGAL SERVICES, INC.  
Alina Das\*  
Immigrant Rights Clinic  
245 Sullivan Street, 5th Floor  
New York, New York 10012  
Tel: (212) 998-6430

DRATEL & LEWIS  
Amy E. Greer  
29 Broadway, Suite 1412  
New York, NY 10006  
Tel: (212) 732-8805  
Fax: (212) 571-3792

VAN DER HOUT LLP  
Marc Van Der Hout (CA Bar #80778)\*  
Johnny Sinodis (CA Bar #290402)\*  
Oona Cahill (CA Bar #354525)\*  
360 Post St., Suite 800  
San Francisco, CA 94108  
Tel: (415) 981-3000  
Fax: (415) 981-3003

\* *Appearing Pro hac vice*

*Counsel for Petitioner*

# Exhibit A

**IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

BADAR KHAN SURI, )  
)  
*Petitioner,* )  
)  
v. )  
)  
DONALD TRUMP, *in his official capacity* )  
*as President of the United States;* RUSSELL )  
HOTT, *in his official capacity as Field* )  
*Office Director of Washington, Immigration* )  
*and Customs Enforcement;* JEFFREY )  
CRAWFORD, *in his official capacity as* )  
*Warden of Farmville Detention Center;* )  
TODD LYONS, *Acting Director, U.S.* )  
*Immigration and Customs Enforcement;* )  
KRISTI NOEM, *in her official capacity as* )  
*Secretary of the United States Department of* )  
*Homeland Security;* MARCO RUBIO, *in his* )  
*official capacity as Secretary of State;* )  
PAMELA BONDI, *in her official capacity* )  
*as Attorney General, U.S. Department of* )  
*Justice,* )  
  
*Respondents.* )  
)

Case No. 1:25-cv-480 (PTG/WBP)

**ORDER**

This matter comes before the Court on Petitioner's Motion to Compel Respondents to Return Petitioner to this District (Dkt. 5) and Petitioner's Motion for Release on Bond (Dkt. 20). On May 14, 2025, the Court heard argument. For the reasons stated in open court, it is hereby

**ORDERED** that Petitioner's Motion for Release on Bond (Dkt. 20) is **GRANTED** and Petitioner's Motion to Compel Respondents to Return Petitioner to this District (Dkt. 5) is **DENIED** as moot; it is further


**ORDERED** that Petitioner Dr. Khan Suri is to be immediately released on his personal recognizance during the pendency of his habeas proceedings subject to the following conditions:

(1) Petitioner will reside in Virginia; (2) Petitioner will attend all court hearings in this case in person unless excused by order of the Court; and (3) Petitioner will participate in his removal proceedings. Petitioner is **not** required to submit to any GPS monitoring; it is further

**ORDERED** that Respondents shall not attempt to re-detain Petitioner without providing 48-hours notice to the Court and Petitioner's counsel; and it is further

**ORDERED** that Respondents' request to stay this Court's decision pending appeal is **DENIED**.

Entered this 14th day of May, 2025  
Alexandria, Virginia

  
\_\_\_\_\_  
Patricia Tolliver Giles  
United States District Judge

# Exhibit B

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF VERMONT

U.S. DISTRICT COURT  
DISTRICT OF VERMONT  
FILED

2025 MAY 14 AM 8:38

CLERK  
BY Sjl  
DEPUTY CLERK

MOHSEN MAHDAWI,

Petitioner,

v.

DONALD J. TRUMP, et al.,

Respondents.

)  
)  
)  
)  
)  
)  
)  
)  
)  
)

Case No. 2:25-cv-389

**SUPPLEMENTAL ORDER ON CONDITIONS OF RELEASE**  
**(Doc. 63)**

In an Opinion and Order dated April 30, 2025, the court ordered that Petitioner Mohsen Mahdawi be released on his personal recognizance during the pendency of this habeas proceeding, subject to three conditions:

1. That he reside in Vermont;
2. That he is permitted to travel to New York State for educational purposes or to meet with his lawyers or as otherwise ordered by the court;
3. That he attend all court hearings in this case in person unless excused by order of the court.

(Doc. 54 at 28.) The court also stated on the record at the hearing on the same date that Mr. Mahdawi can pass from Vermont, where he resides, “through the states that are needed” to attend college and see his lawyers as necessary in New York City. (Doc. 57 at 40.)

On May 12, 2025, Mr. Mahdawi filed a motion seeking an order “to ensure that he can safely travel from this District to, and from, New York City for a ten-day trip, from May 15 to May 25, 2025, to attend his graduation ceremonies, meet with his lawyers, and for other

purposes.” (Doc. 63 at 1.) Counsel for Defendants was unable to take a position on the motion as of May 12, 2025. (*Id.*)

The court GRANTS Petitioner’s motion (Doc. 63). Consistent with and in addition to the conditions of his release on his personal recognizance ordered by this court on April 30, 2025 (Doc. 54), Mr. Mahdawi is permitted to travel to New York State on or about May 15, 2025, returning to Vermont on or about May 25, 2025, in order to attend his graduation ceremony at Columbia University and related events. During his time in New York State, Mr. Mahdawi is permitted to move freely and conduct his daily activities normally including, but not limited to, meeting with elected officials, speaking with and being interviewed by members of the press and media, speaking at public events, attending protests, attending social engagements (including meals, formal and informal graduation celebrations, and other gatherings), running miscellaneous errands, exercising outside of his apartment, shopping, and attending medical appointments, provided that such activities do not otherwise violate the conditions of his release set forth in this court’s April 30 Order. While traveling to or from New York State, Mr. Mahdawi is permitted to pass through any states in the path of his travel and to make any temporary stops he or any travel companions may deem necessary.

SO ORDERED.

Dated at Burlington, in the District of Vermont, this 14<sup>th</sup> day of May, 2025.

/s/ Geoffrey W. Crawford  
District Judge  
United States District Court